

Regular Meeting
April 13, 2020

A Regular Meeting of the Mayor and Council of the Borough of Wanaque was held on Monday, April 13, 2020 at 7:00 P.M. by video conference.

The Mayor called the meeting to order.

On roll call, the following Council Members responded: Balunis, Cortellessa, Leonard, Pettet, Pasquariello and Willse. The Mayor declared a quorum. The Borough Attorney was present.

The Mayor read the following Sunshine Statement: This is a Regular meeting of the Mayor and Council and adequate notice thereof has been given by advertising the date, time and place of the Regular meetings in the Suburban Trends and the Herald News newspapers and was e-mailed to these papers on December 4, 2019, and a notice thereof has been posted on December 4, 2019 on the bulletin board in the Wanaque Municipal Building, 579 Ringwood Avenue, Wanaque, New Jersey and a copy thereof has been on file in the office of the Municipal Clerk.

PROCLAMATION:

The Mayor read the Proclamation:

PROCLAMATION

NATIONAL DAY OF PRAYER

WHEREAS, The Supreme Court has affirmed the right of state legislatures to open their sessions with prayer and the Supreme Court and the U.S. Congress themselves begin each day with prayer; and

WHEREAS, In 1988, legislation setting aside the first Thursday in May in each year as a National Day of Prayer was passed unanimously by both Houses of Congress and signed by President Ronald Reagan; and

WHEREAS, The National Day of Prayer is an opportunity for Americans of all faiths to join in united prayer to acknowledge our dependence on God, to give thanks for blessings received to request healing for wounds endured, and to ask God to guide our leaders and bring wholeness to the United States and her Citizens; and

WHEREAS, It is fitting and proper to give thanks to God by observing a day of prayer in Wanaque when all may acknowledge our blessings and express gratitude for them, while recognizing the need for strengthening religious and moral values in our State and nation;

NOW, THEREFORE, I Daniel Mahler, Mayor of the Borough of Wanaque, do hereby proclaim the first Thursday in May 7, 2020, to be designated as

"A DAY OF PRAYER IN WANAQUE"

and encourage the citizens of Wanaque to observe the day in ways appropriate to its importance and significance.

Dated: April 13, 2020

Regular Meeting
April 13, 2020

MINUTES:

March 9, 2020.

On entertainment of the Mayor, Councilmen Cortellessa and Leonard moved a motion to approve the aforementioned subject to the corrections by Councilman Cortellessa.

On roll call, all voted yes, and the Mayor declared the motion carried.

COMMITTEE REPORTS:

Councilman Balunis reported the Department of Public Works is working shortened hours and doing necessary services which include vegetative waste and other services. The grass cutting will start next week. They are social distancing with the men to minimize the chance for sickness. Haskell Paving is going to do the basketball court. All recreation is suspended and the fields are closed. I spoke to the co-chair at AWARE and the funding has been suspended for the high school as all schools are closed.

Councilman Cortellessa reported with the First Aid Squad the members are getting updates and the supplies are stocked which they are sharing with the police department and fire department. 63 March and forty percent after mid March and they are receiving updates on information for the coronavirus. Supplies have been received for sanitation and they have received donations from CVS and others. The members are commended for their dedication at this time for doing a good job and also the police department and fire department.

Councilman Leonard reported the volunteers are doing a great job for the times. I would like to thank Linda and Kim for posting on the website and on facebook the updated information. The Mayors letters distributed are helping keep people informed. I had a friends mother who passed away at Lakeland Health Care Center.

Councilman Pasquariello reported I have no formal report. I would like to thank Linda for the updates. We have to respect social distancing and I have spoken to people at the hospitals and it is not easy but we'll get through this.

Councilman Pettet reported I would like to thank everyone. The finance committee met and we came to an agreement but we are not ready to do the budget yet and would like to do it at a public setting. It was a positive finance committee meeting and we are well on our way for doing the budget.

Councilman Willse read the fire report.

CONSENT AGENDA:

Resolution #100-0-2020:

Re: Authorize the Tax Collector to waive new penalties on water and sewer for the months of March and April

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved that,



**BOROUGH OF WANAUQUE
COUNTY OF PASSAIC
STATE OF NEW JERSEY**



RESOLUTION #100-0-2020

**RESOLUTION AUTHORIZING THE TAX COLLECTOR SHALL WAIVE NEW PENALTIES ON
WATER AND SEWER FOR THE MONTHS OF MARCH AND APRIL**

WHEREAS, due to the unprecedented happenings in the Borough of Wanaque and the rest of the country; and,

WHEREAS, the Borough of Wanaque has been unavailable to the public other than through mail and phone calls.

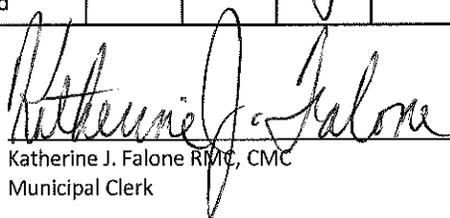
NOW, THEREFORE, BE IT RESOLVED that the Tax Collector shall waive new penalties on water and sewer for the months of March and April.

Dated: April 13, 2020

RECORD OF COUNCIL VOTE

<i>Councilman</i>	<i>Motion</i>	<i>Second</i>	<i>Yes</i>	<i>No</i>	<i>Abstain</i>	<i>Councilman</i>	<i>Motion</i>	<i>Second</i>	<i>Yes</i>	<i>No</i>	<i>Abstain</i>
Balunis		✓	✓			Pasquariello	✓		✓		
Cortellessa			✓			Pettet			✓		
Leonard			✓			Willse			✓		

ATTEST:


Katherine J. Falone RMC, CMC
Municipal Clerk


Daniel Mahler
Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.

Regular Meeting
April 13, 2020

Resolution #101-0-2020:

Re: Authorize the Mayor to execute the Shared Service Agreement with the Wanaque Valley
Regional Sewerage Authority

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved that,



**BOROUGH OF WANAQUE
COUNTY OF PASSAIC
STATE OF NEW JERSEY**



RESOLUTION #101-0-2020

AUTHORIZING AND APPROVING AN AGREEMENT WITH THE WANAQUE VALLEY REGIONAL SEWERAGE AUTHORITY FOR THE SERVICES OF A QUALIFIED PURCHASING AGENT

WHEREAS, the Wanaque Valley Regional Sewerage Authority ("Authority") is in need of purchasing services provided by a Qualified Purchasing Agent ("QPA") licensed by the State of New Jersey; and

WHEREAS, the Borough of Wanaque ("Borough") has a licensed QPA qualified to perform purchasing services for the Authority; and

WHEREAS, it is in the best interest of the Borough to enter into a Shared Services Agreement with the Authority to provide the services of a licensed QPA for the period March 1, 2020 through February 28, 2022.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Wanaque that it authorizes approves a Shared Services Agreement with the Wanaque Valley Regional Sewerage Authority, attached to and made part of this Resolution, for the provision of QPA services to the Wanaque Valley Regional Sewerage Authority for the period March 1, 2020 through February 28, 2022; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute the above references agreement on behalf of the Borough of Wanaque.

Dated: April 13, 2020

RECORD OF COUNCIL VOTE

<i>Councilman</i>	<i>Motion</i>	<i>Secord</i>	<i>Yes</i>	<i>No</i>	<i>Abstain</i>	<i>Councilman</i>	<i>Motion</i>	<i>Secord</i>	<i>Yes</i>	<i>No</i>	<i>Abstain</i>
Balunis		✓	✓			Pasquariello	✓		✓		
Cortellessa			✓			Pettet			✓		
Leonard			✓			Willse			✓		

ATTEST:

Katherine J. Falone
Katherine J. Falone RMC/CMC
Municipal Clerk

Daniel Mahler
Daniel Mahler
Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.

**SHARED SERVICES AGREEMENT
FOR QUALIFIED PURCHASING AGENT SERVICES**

Shared Services Agreement pursuant to NJSA 40A:65-1 et seq, made this 1st day of March 2020 between the **BOROUGH OF WANAQUE**, a body politic, with offices located at 579 Ringwood Avenue, Wanaque, New Jersey and the **WANAQUE VALLEY REGIONAL SEWERAGE AUTHORITY** with offices located at 101 Warren Hagstrom Boulevard, Wanaque, New Jersey.

WITNESSETH:

The Borough of Wanaque (hereinafter 'Wanaque') and the Wanaque Valley Regional Sewerage Authority (hereinafter 'WVRS') have agreed that each can be better served by arranging for the joint provision of certain governmental services.

IT IS THEREFORE AGREED AS FOLLOWS:

1. Term of Agreement

This Shared Services Agreement ('Agreement') shall be effective from March 1, 2020 through February 28, 2023.

2. Scope of Services

2.1 Designated as General Agent

Wanaque is hereby designated the agent of the WVRS to furnish the WVRS with a Qualified Purchasing Agent (hereinafter 'QPA') certified and licensed by the State of New Jersey.

2.2 Responsibility

At all times, Wanaque shall maintain responsibility for all personnel providing services covered under this Agreement. Authority to regulate the overall performance of any and all personnel shall reside with Wanaque. Wanaque will provide a QPA, certified and licensed by the State of New Jersey, to perform all of the duties of a QPA including but not limited to

- Review of monthly bill list for conformance with New Jersey purchasing regulations;
- Review of Requests for Proposals and Bid Specification documents for conformance with standards of the New Jersey Local Public Contracts Law and any other applicable statutes/regulations;
- Review of bid and proposal submissions for compliance with applicable purchasing regulations.

- Review of requisitions and purchase orders for conformance with the New Jersey Local Public Contracts Law. Approval of same as appropriate;
- Assisting staff of the WVRSA in matters related to purchasing and purchasing regulations;

2.3 Supervision and Direction of Staff

The QPA, furnished by Wanaque, will be trained and possess the necessary State of New Jersey, Department of Community Affairs, Division of Local Government Services issued licenses.

2.4 Designation as Officials

Borough of Wanaque QPA shall be designated by the WVRSA as the QPA service provider of the WVRSA.

3. Funding

3.1 Compensation Payable by Participating Town

The WVRSA shall provide sufficient funds in its fiscal year budget to cover contract costs. The WVRSA shall provide quarterly payments for said services for the duration of the term of the Agreement.

In consideration of this service, the WVRSA, shall, during the term of this Agreement, pay to Wanaque, \$6,120.00 per year with each subsequent year increasing by 2% per year for the duration of the agreement. .

3.2 Payments by the WVRSA to Wanaque

- A. The quarterly payment shall be made as follows: June 1, September 1, December 1 and March 1 of each year that the Agreement is in effect.
- B. Failure by the WVRSA to pay its invoices within thirty (30) days of submission, shall result in the imposition of a five percent (5%) late penalty for that payment, as well as interest on the payment to accrue at the rate of five percent (5%) per annum.
- C. If the WVRSA fails to pay its invoices in a timely manner twice, it may be subject to cancellation of service by the affirmative vote of the majority of the Mayor and Council of the Borough of Ringwood and shall be responsible for all costs incurred to the date of removal as well as any costs associated with the removal of the WVRSA from the Agreement.

4. General Cooperation and Intent

- A. It is the intention of the parties that the QPA activities within and on behalf of the WVRSA shall be performed by staff of Wanaque according to the same general standards of performance, procedure and recordkeeping as said office presently furnishes for matters within the Borough of Wanaque. Wanaque agrees that its employees and contractors will cooperate with the duly authorized representative of the WVRSA to perform the services listed in Section 2.2 above.
- B. At all times, Wanaque shall maintain responsibility for all personnel providing services covered under this Agreement.

5. Termination

This Agreement may be terminated upon the happening of any of the following events:

- A. If there are incidents that vary from the intent of this Agreement and there is no mutual agreeable resolution between the parties, either Wanaque or the WVRSA may terminate this Agreement upon ninety (90) days written advance notification; or
- B. If for any reason Wanaque determines that providing QPA Services to the WVRSA becomes a financial liability for Wanaque, Wanaque reserves the right, upon ninety (90) days written notice to the WVRSA, to renegotiate or terminate this Agreement and shall be held harmless by the WVRSA for taking any such action to renegotiate or terminate this Agreement.

6. Insurance: Indemnification

The WVRSA shall indemnify and hold Ringwood harmless for any claims for liability and/or damages or injury caused by or resulting from the acts, errors or omissions of the QPA or the agents thereof arising out of the provision of the services as set forth in this Agreement.

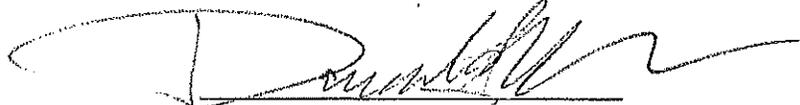
7. Administrative and Legal Supervision

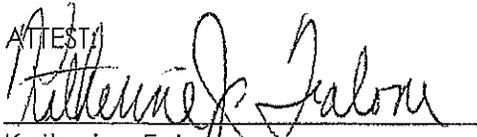
To the extent that is appropriate to matters pertaining to the WVRSA, Wanaque personnel shall receive subject matter and specific information from the WVRSA. In addition, counsel to the WVRSA shall provide legal advice, guidance and representation to Wanaque personnel on specific matters pertaining to the WVRSA. It is expressly understood, however, that matters of discipline, compensation, attendance and related items remain under the sole control of Wanaque in regard to all persons serving under this Agreement, who shall at all times remain employees of Wanaque only.

8. Other Contracts

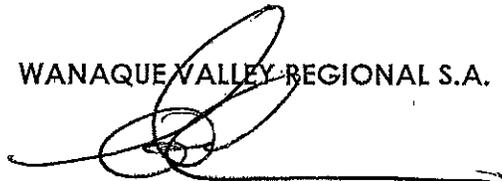
The parties recognize that this is not an exclusive agreement and that Wanaque shall be permitted to enter into similar agreements with other municipalities or public entities to provide the same services as specified herein.

BOROUGH OF WANAQUE


Daniel Mahler, Mayor

ATTEST:

Katherine Falone
Municipal Clerk

WANAQUE VALLEY REGIONAL S.A.


Frank Covelli, Chairman

ATTEST:

Elizabeth Parrinello
Board Secretary

Regular Meeting
April 13, 2020

On entertainment of the Mayor, Councilmen Pasquariello and Balunis moved a motion to approve the Consent Agenda.

On roll call, all voted yes and the Mayor declared the motion carried.

Councilman Cortellessa said why is there a two percent increase in the agreement.

The Borough Administrator said it was done in the past.

Councilman Cortellessa said will the contractors cooperate with doing the work.

The Borough Administrator said the contractors have to comply with the rules and law and they will comply.

REGULAR REPORTS - PROFESSIONAL REPORTS:

On entertainment of the Mayor, Councilmen Willse and Cortellessa moved that reports be received and filed; and that all monies be turned over to the Treasurer.

On roll call, all voted yes, and the Mayor declared the motion carried.

The Borough Administrator read the Borough Engineers report. There is a pre-construction meeting on April 21st and we should be able to do the water main. We will have the meeting and see the realistic date and whether or not we should start the project we should talk about it. There is a 2021 Department of Transportation Grant Application and we should see what streets we can do.

The Borough Administrator reported the Borough Hall has been closed to the public and now is closed to everyone. The employees are working from home and going in and checking voicemail and doing things that need to be done. I am working on the budget with MaryAnn and it is working well with the employees.

Councilman Balunis said the Executive Order 122 eased non-essential work and we have the people and should do it.

Councilman Cortellessa said the Executive Order said you can do it with regard to that.

The Borough Administrator said I am not questioning if we can do it but we should see if we should do it.

The Borough Attorney reported the tax appeal season is April 1st to May 1st. There are two tax court filings. One is 1353 Ringwood Avenue which is \$1,650,000.00 and they filed to lower it. The other one is 207 Ringwood Avenue for 2013 and 2014 they filed an appeal and filed derogatory statements and they are going to Tax Court. There is a case US Bank vs. Kane which is a foreclosure for Block 444 Lots 14 and 15 which is a Borough owned lot and is in-rem tax foreclosure. The bank foreclosed on the property and a developer brought the property which is assessed at \$76,000.00. The last discussion was for the Borough to sell the property as just a lot and possibly sell it through negotiations get \$10,000.00 and place it back on the tax rolls. With regard to Mr. Cohen and the United Way property the plans had to be revised by the developers. \$750,000.00 of that fund to borrow money the plans are no longer viable and it has to go back to United Way to redesign the facility and come back to the Planning Board or Board of Adjustment to redo the redesign application. With regard to Mountain Lakes the settlement discussions need to be decided this week and it is in Federal Court.

Regular Meeting
April 13, 2020

FINANCE REPORT: Vouchers - Payrolls

Councilman Pettet said your Finance Committee respectfully reports that they have examined and approved the following and recommend that warrants are issued for their payment when the funds of the Borough of Wanaque are sufficient to meet them:

VOUCHERS

Current 2019	\$ 96,451.70
Water Operating 2019	\$ 1,307.09
Pre-Paid Current	\$ 62,631.22
Pre-Paid Water Operating	\$ 5,354.02
Pre-Paid Sewer	\$ 919,800.25
Pre-Paid Other Trust	\$ 10,000.00
Current 2020	\$ 135,011.57
Water Operating 2020	\$ 69,265.01
Sewer Operating 2020	\$ 250.00
General Capital 2020	\$ 15,036.86
Water Capital 2020	\$ 40,425.00
Recreation Trust 2020	\$ 8,642.91
Other Trust 2020	\$ 300.00
Escrow 2020	\$ 1,547.46
Animal Trust 2020	\$ 361.80
Voucher Total:	\$ 1,366,384.89

PAYROLL:

Councilmen Pettet and Pasquariello moved a resolution approving the following payrolls:

PR #4	02/21/2020	\$ 230,537.68
PR #5	03/06/2020	\$ 236,837.00
	Payroll Total:	\$ 467,374.68
	Grand Total:	\$1,833,759.57

On roll call, all voted yes, and the Mayor declared the resolution adopted and forthwith approved it.

Daniel Mahler
Mayor

Regular Meeting
April 13, 2020

Councilman Willse said is there any paving contract going on now which was awarded so they can do it now with no traffic.

The Borough Administrator said we can identify the streets that don't require infrastructure and you can probably do it.

Councilman Willse said see if we can do it now. Also I noticed that Jaycee Park and Tremont Park did not flood today.

The Borough Administrator said I will check with Mike regarding the paving and the Department of Transportation grant application.

PUBLIC DISCUSSION:

The Mayor opened the Public Discussion.

The Borough Administrator said there is only one person from the public who has two questions and that is Jay Cohen. He had emailed the questions to me and we can address those now.

Jay Cohen, 2319 Warrens Way, Wanaque addressed a question when the budget would be presented.

The Mayor responded hopefully in May.

Jay Cohen addressed a question regarding how many units are proposed there for the United Way property on Warren Hagstrom Boulevard.

The Borough Attorney responded there are eight units and four units and the plans need to be sent back to the architect to be redrawn.

The Mayor closed the Public Discussion.

ADJOURNMENT:

On entertainment of the Mayor, Councilmen Pasquariello and Pettet moved a motion to adjourn the meeting.

On roll call, all voted yes, and the Mayor declared the motion carried; meeting adjourned at 7:40 P.M.



Katherine J. Falone, RMC, CMC
Municipal Clerk